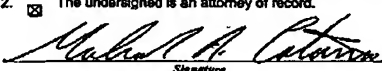


MAY 25 2004

Terminal Disclaimer To Oblviate A Double Patenting Rejection Over A Prior Patent			Docket No. PU2173
In Re Application Of: GALLOWAY ET AL			
Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
<p style="text-align: center;"><u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u></p> <p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,628,056. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <p style="text-align: center;"> Signature</p> <p style="text-align: center;">MICHAEL A. CATANIA Typed or Printed Name</p> <p>Dated: May 21, 2004</p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. <input type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged. <input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.</p>			


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P23/MLJ:01

PAGE 7/18 * RCVD AT 5/21/2004 7:07:31 PM [Eastern Daylight Time] * SVR:USPTO-EFAXF-10 * DNS:3725305 * CSID: * DURATION (mm:ss):05:46

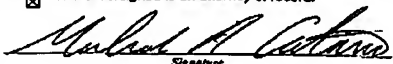
06/04/2004 FNELSON 00000007 500303 10655142

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Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent			Docket No. PU2173
In Re Application Of: GALLOWAY ET AL			
Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>			
<p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,582,321. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <p style="text-align: center;"> _____ Signature</p> <p style="text-align: right;">Dated: <u>May 21, 2004</u></p> <p style="text-align: center;">MICHAEL A. CATANIA _____ Typed or Printed Name</p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. <input type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged. <input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.</p>			

PAGE 018 * RCVD AT 5/21/2004 7:07:31 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-10 * DNS:3273036 * CSID: * DURATION (mm:ss):05:46


P33R2/01

Terminal Disclaimer To Oblviate A Double Patenting Rejection Over A Prior Patent			Docket No. PU2173
In Re Application Of: GALLOWAY ET AL			
Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>			
<p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,435,982. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 10px;"> <div style="text-align: center;">  <small>Signature</small> MICHAEL A. CATANIA <small>Typed or Printed Name</small> </div> <div style="text-align: right;"> Dated: <i>May 21, 2004</i> </div> </div> <div style="margin-top: 10px;"> <input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. <input type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged. <input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee. </div>			

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PAGE 0/18* RCVD AT 5212004 7:07:31 PM (Eastern Daylight Time)* SVR:USPTO-EFXXF-10* DNS:372306* CSD* DURATION (mm:ss):05:46


P32/RE/A/21

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent			Docket No. PU2173
In Re Application Of: GALLOWAY ET AL			
Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
<p style="text-align: center;"><u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u></p> <p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,440,011. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <p style="text-align: center;"> Signature</p> <p style="text-align: center;">MICHAEL A. CATANIA Typed or Printed Name</p> <p>Dated: <i>May 21, 2004</i></p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. <input type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged. <input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assigned.</p>			

PAGE 10/18 * RCVD AT 5/21/2004 7:07:31 PM (Eastern Daylight Time) * SVR:USPTO-EFAXF-110 * DNUS:8729306 * CSID: * DURATION (mm:ss):05:46

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P32/R2/01

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent			Docket No. FU2173
In Re Application Of: GALLOWAY ET AL			
Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>			
<p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,435,978. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <p style="text-align: center;"> Signature</p> <p style="text-align: right;">Dated: <u>May 21, 2004</u></p> <p style="text-align: center;">MICHAEL A. CATANIA Typed or Printed Name</p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. PTO suggested wording for terminal disclaimer was unchanged.</p> <p><input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.</p>			

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P22/21/01

PAGE 11/10 *RCVD AT 521/2004 7:07:31 PM [Eastern Daylight Time] *SVC:USPTO-EFXXF-1/0 *DNIS:8729306 *CSID: *DURATION (mm:ss):05:46

06/04/2004 FNELSON 00000007 500303 10655142

05 FC:1814 110.00 DA

**Terminal Disclaimer To Obviate A Double
Patenting Rejection Over A Prior Patent**

 Docket No.
PU2173

 In Re Application Of: **GALLOWAY ET AL**

 Serial No.
10/655,142

 Filing Date
9/3/03

 Examiner
DUONG, T.

 Group Art Unit
3711

Invention:

GOLF CLUB HEAD

 Owner of Record: **CALLAWAY GOLF COMPANY**
TO THE ASSISTANT COMMISSIONER FOR PATENTS:

The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,396,933. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.

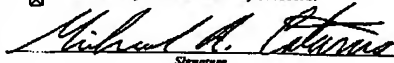
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

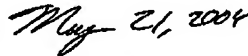
1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.



Dated:



 MICHAEL A. CATANIA
Typed or Printed Name

- ☒ Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.
☒ PTO suggested wording for terminal disclaimer was unchanged.
☐ Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.

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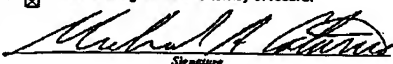
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PAGE 12/18 * RCVD AT 5212004 7:07:31 PM (Eastern Daylight Time) * SVR:USPTO-EFAXF-1/0 * DHUS:8729308 * CSID: * DURATION (mm:ss):05:46

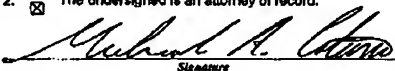
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110.00 DA

Terminal Disclaimer To Oblviate A Double Patenting Rejection Over A Prior Patent			Docket No. PU2173
In Re Application Of: GALLOWAY ET AL			
Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
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PAGE 13/18 * RCVD AT 5/21/2004 7:07:31 PM (Eastern Daylight Time) * SVR:USPTO-EFAXF-10 * DHIS:8729308 * CSID: * DURATION (mm:ss):05:48

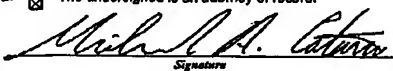
Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent			Docket No. PU2173
In Re Application Of: GALLOWAY ET AL			
Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
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PAGE 14/18 * RCVD AT 5/21/2004 7:07:31 PM [Eastern Daylight Time] * SVC:USPTO-EFXRF-1/0 * DNS:0729308 * CSID: * DURATION (min-ss):05:46

P32/R01/01

06/04/2004 FNELSON 00000007 500303 10655142

08 FC:1814 110.00 DA

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent			Docket No. PU2173
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Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
<p style="text-align: center;"><u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u></p> <p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,354,962. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <p style="text-align: center;"> Signature</p> <p style="text-align: center;">Dated: <i>May 21, 2004</i></p> <p style="text-align: center;">MICHAEL A. CATANIA Typed or Printed Name</p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. <input type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged. <input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.</p>			

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Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent			Docket No. PU2173
In Re Application Of: GALLOWAY ET AL			
Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
<p style="text-align: center;"><u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u></p> <p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,506,127. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <div style="display: flex; align-items: center; margin-top: 10px;">  <div> <p>Dated: <i>May 21, 2004</i></p> </div> </div> <div style="margin-top: 10px;"> <p style="text-align: center;">MICHAEL A. CATANIA</p> <p style="text-align: center;"><small>Type or Printed Name</small></p> </div> <div style="margin-top: 10px;"> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.</p> <p><input type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged.</p> <p><input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.</p> </div>			


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P32/R2/01

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Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent			Docket No. PU2173
In Re Application Of: GALLOWAY ET AL			
Serial No. 10/655,142	Filing Date 9/3/03	Examiner DUONG, T.	Group Art Unit 3711
Invention: GOLF CLUB HEAD			
Owner of Record: CALLAWAY GOLF COMPANY			
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<p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,435,977. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <p style="text-align: center;"> Signature</p> <p style="text-align: right;">Dated: <i>May 21, 2004</i></p> <p style="text-align: center;">MICHAEL A. CATANIA Typed or Printed Name</p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. <input type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged. <input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.</p>			

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In Re Application Of: GALLOWAY ET AL			
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